

JC02 Rec'd PCT/PTO 21 MAR 2002

[TDC Form
Similar to: Form PTO-1390]

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER
40999

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)

10/088884

INTERNATIONAL APPLICATION NO.
PCT/US00/28713

INTERNATIONAL FILING DATE
17 October 2000

PRIORITY DATE CLAIMED
18 October 1999

TITLE OF INVENTION
AMINOALKYLENEPHOSPHONATES FOR TREATMENT OF BONE DISORDERS

APPLICANT(S) FOR DO/EO/US

R. Keith Frank

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the Annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 15. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
13. ☐ A substitute specification.
14. ☐ A change of power of attorney and/or address letter.
15. ☐ Other items or information:

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50) <div style="text-align: center; font-size: 1.2em; font-weight: bold;">10/038884</div>		INTERNATIONAL APPLICATION NO. PCT/US00/28713		ATTORNEY'S DOCKET NUMBER 40999	
--	--	---	--	-----------------------------------	--

17. <input checked="" type="checkbox"/> The following fees are submitted: <div style="text-align: center; font-weight: bold; margin-top: 10px;">Basic National Fee (37 CFR 1.492(a)(1)-(5)):</div> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">Search Report has been prepared by the EPO or JPO</td> <td style="width: 20%; text-align: right;">\$ 890.00</td> </tr> <tr> <td>International preliminary examination fee paid to USPTO (37 CFR 1.482)</td> <td style="text-align: right;">\$ 710.00</td> </tr> <tr> <td>No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))</td> <td style="text-align: right;">\$ 740.00</td> </tr> <tr> <td>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445 (a)(2)) paid to USPTO</td> <td style="text-align: right;">\$ 1,040.00</td> </tr> <tr> <td>International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)</td> <td style="text-align: right;">\$ 100.00</td> </tr> </table> <div style="text-align: right; font-weight: bold; margin-top: 10px;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				Search Report has been prepared by the EPO or JPO	\$ 890.00	International preliminary examination fee paid to USPTO (37 CFR 1.482)	\$ 710.00	No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))	\$ 740.00	Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445 (a)(2)) paid to USPTO	\$ 1,040.00	International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)	\$ 100.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">CALCULATIONS</td> <td style="width: 50%;">PTO USE ONLY</td> </tr> <tr> <td style="height: 150px; vertical-align: bottom;">\$ 890.00</td> <td></td> </tr> </table>		CALCULATIONS	PTO USE ONLY	\$ 890.00							
Search Report has been prepared by the EPO or JPO	\$ 890.00																								
International preliminary examination fee paid to USPTO (37 CFR 1.482)	\$ 710.00																								
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))	\$ 740.00																								
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445 (a)(2)) paid to USPTO	\$ 1,040.00																								
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)	\$ 100.00																								
CALCULATIONS	PTO USE ONLY																								
\$ 890.00																									
Surcharge of \$ 0.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 0.00																					
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Claims</th> <th style="width: 20%;">Number Filed</th> <th style="width: 20%;">Number Extra</th> <th style="width: 20%;">Rate</th> <th style="width: 20%;"></th> </tr> <tr> <td>Total Claim</td> <td>18 - 20 =</td> <td>0</td> <td>X \$ 18.00</td> <td>\$ 0.00</td> </tr> <tr> <td>Independent Claims</td> <td>2 - 3 =</td> <td>0</td> <td>X \$ 84.00</td> <td>\$ 0.00</td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td>\$ 0.00</td> <td>\$ 0.00</td> </tr> </table>				Claims	Number Filed	Number Extra	Rate		Total Claim	18 - 20 =	0	X \$ 18.00	\$ 0.00	Independent Claims	2 - 3 =	0	X \$ 84.00	\$ 0.00	Multiple dependent claim(s) (if applicable)			\$ 0.00	\$ 0.00		
Claims	Number Filed	Number Extra	Rate																						
Total Claim	18 - 20 =	0	X \$ 18.00	\$ 0.00																					
Independent Claims	2 - 3 =	0	X \$ 84.00	\$ 0.00																					
Multiple dependent claim(s) (if applicable)			\$ 0.00	\$ 0.00																					
Processing fee of \$ 0 for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00																					
TOTAL NATIONAL FEE =				\$ 890.00																					
				Amount to be refunded: \$																					
				charged: \$																					

a.	<input type="checkbox"/>	A check in the amount of \$ _____ to cover the above fees is enclosed.
b.	<input checked="" type="checkbox"/>	Please charge my Deposit Account No. 04-1512 in the amount of \$ 890.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
c.	<input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1512 . A duplicate copy of this sheet is enclosed.

Note: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Graham E. Taylor The Dow Chemical Company Intellectual Property P.O. Box 1967 Midland, Michigan 48641-1967 UNITED STATES OF AMERICA Phone: (979) 238-2845	Signature: <u>Elisabeth T. Jozwiak</u> <div style="text-align: center;">Elisabeth T. Jozwiak, Registration No. 41,101</div> Date: <u>21 March 2002</u>
--	--